

3/7/18

9:22 A.M.

Chapter No. 328
18/SS01/R937CS
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SENATE BILL NO. 2588

Originated in Senate Liz Welch Secretary

SENATE BILL NO. 2588

AN ACT TO AMEND SECTION 67-1-101, MISSISSIPPI CODE OF 1972, TO AUTHORIZE ANY MUNICIPALITY THAT HAS VOTED IN FAVOR OF COMING OUT FROM UNDER THE DRY LAW OR THAT IS IN A COUNTY THAT HAS VOTED IN FAVOR OF COMING OUT FROM UNDER THE DRY LAW, AND ANY COUNTY THAT HAS VOTED IN FAVOR OF COMING OUT FROM UNDER THE DRY LAW, TO ESTABLISH LEISURE AND RECREATION DISTRICTS UNDER THE LOCAL OPTION ALCOHOLIC BEVERAGE CONTROL LAW; AND FOR RELATED PURPOSES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

SECTION 1. Section 67-1-101, Mississippi Code of 1972, is amended as follows:

67-1-101. (1) For the purposes of this section, the following words shall have the following meanings ascribed in this section, unless the context clearly otherwise requires:

(a) "Municipality" means any incorporated city, town or village * * * that has voted in favor of coming out from under the dry law or is in a county that has voted in favor of coming out from under the dry law.

(b) "Leisure and recreation district" means an area officially designated by ordinance or resolution of the governing

authorities of a municipality or county as a leisure and recreation district.

(c) "County" means any county that has voted in favor of coming out from under the dry law.

(2) (a) * * * Subject to the provisions of this section, the governing authorities of a municipality, by ordinance, may establish one or more leisure and recreation districts within the corporate boundaries of the municipality and designate the geographic area or areas to be included within a district. The governing authorities of a municipality, by ordinance, may modify the boundaries of a leisure and recreation district. In addition, the boundaries of a leisure and recreation district may extend from within the municipality into the unincorporated area of the county in which the municipality is located if the county consents to the extension and has voted in favor of coming out from under the dry law.

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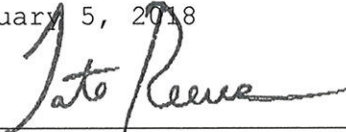
(* * * b) Subject to the provisions of this section, the board of Supervisors of * * * a county, by resolution, may establish one or more leisure and recreation districts within the county that are outside the corporate limits of any municipality in the county and designate the geographic area or areas to be included within the districts.

* * *

(* * *c) The designation or modification of the geographic area or areas as a leisure and recreation district shall include a detailed description of the area or areas within the district, boundaries of the district and a georeferenced map of the district. In addition to any other matters addressed in an ordinance or resolution establishing or modifying a leisure and recreation district, a municipality or county, as the case may be, must describe the manner in which the municipality or county, as the case may be, will provide for adequate law enforcement and other public safety measures and services within the district. Following the establishment and/or modification of a leisure and recreation district, the municipality or county, as the case may be, shall provide the Department of Revenue with (i) a copy of any ordinance or resolution relating to the establishment or modification of the district, (ii) verification from the municipal police department and/or applicable sheriff's department indicating how such department will provide adequate law enforcement and other public safety measures and services within the district, and (iii) a list of persons or other entities that hold permits issued under Section 67-1-51(c), (e), (f), (g), (l), (n) or (o) and are located and/or doing business under such permits in the district at the time the district is established.

SECTION 2. This act shall take effect and be in force from and after July 1, 2018.

PASSED BY THE SENATE
February 5, 2018



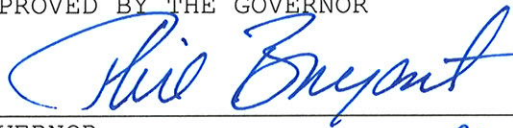
PRESIDENT OF THE SENATE

PASSED BY THE HOUSE OF REPRESENTATIVES
February 28, 2018



SPEAKER OF THE HOUSE OF REPRESENTATIVES

APPROVED BY THE GOVERNOR



GOVERNOR

March 7, 2018
9:28 AM